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Number of Pages (including this page)

Date: 17 December 2004  
To: Abelson, Ronald B. – Art Unit 2666  
Location: United States Patent and Trademark Office  
Fax No.: 703-872-9306  
From: Esteban A. Rockett – Reg. No. 55,578  
Subject: 09/490,189 – Masucci et al.

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**MESSAGE:**

Enclosed herewith, please find AN AMENDMENT to the Non-Final Office Action for filing in the below-identified application.

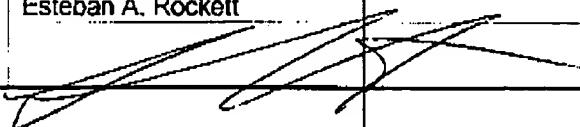
**PLEASE GIVE THESE PAPERS TO:**

|                 |                    |
|-----------------|--------------------|
| EXAMINER:       | Abelson, Ronald B. |
| GROUP ART UNIT: | 2666               |
| SERIAL NO.:     | 09/490,189         |
| FILED:          | JANUARY 24, 2000   |
| INVENTOR:       | MASUCCI ET AL.     |

|  |  |                      |                    |
|--|--|----------------------|--------------------|
| <b>TRANSMITTAL<br/>FORM</b><br><small>(to be used for all correspondence after initial filing)</small> |  | Application Number   | 09/490,189         |
|  |  | Filing Date          | January 24, 2000   |
|  |  | First Named Inventor | Jeffrey A. Masucci |
|  |  | Group Art Unit       | 2666               |
|  |  | Examiner Name        | Abelson, Ronald B. |
| Total Number of Pages in this Submission   |  | BCS03656             |                    |

| ENCLOSURES  |  | (check all that apply)  |  |
|---|--|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/Declaration(s)<br><input checked="" type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Documents<br><input type="checkbox"/> Response to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Response to Missing Parts<br>Under 37 CFR 1.52 or 1.53 |  | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-Related papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation,<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CDs _____ | <input type="checkbox"/> After Allowance Communication to a<br>Technology Center (TC)<br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter with appropriate copies<br><input type="checkbox"/> Other Enclosure(s) (please identify below) |
| Remarks<br>X Facsimile Transmittal  |  |   |  |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |  |                         |
|--|--|-------------------------|
| Firm or<br>Individual                      | Esteban A. Rockett   | Registration No. 55,578 |
| Signature                                  |  |                         |
| Date                                       | 17 December 2004   |                         |

| CERTIFICATE OF TRANSMISSION/MAILING   |  |                  |
|---|--|------------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO to facsimile number 703-872-9306 or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313 on the date listed below: |  |                  |
| Typed or printed name   | Esteban A. Rockett   |                  |
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|   | Date   | 17 December 2004 |

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(PATENT)

DEC 17 2004

## UNITED STATES PATENT AND TRADEMARK OFFICE

|              |   |                 |                    |
|--------------|---|-----------------|--------------------|
| APPLICANT(S) | Masucci   | GROUP ART UNIT: | 2666               |
| APPLN. NO.:  | 09/490,189  | EXAMINER:       | Abelson, Ronald B. |
| FILED:       | January 24, 2000  |                 |                    |
| TITLE:       | METHOD AND APPARATUS FOR REDUNDANT TRANSMISSION<br>OVER TDMA OPTICAL NETWORKS |                 |                    |

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**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated June 17, 2004 (Paper No. 10), please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.